



Eric Gonzalez
District Attorney

DISTRICT ATTORNEY
KINGS COUNTY
350 JAY STREET
BROOKLYN, NY 11201-2908
(718) 250-2000
WWW.BROOKLYNDA.ORG

[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: Francis Foley

MOS TAX: [REDACTED]

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

MOS FOLEY ENTERED A *NOLO CONTENDRE* PLEA TO THE FOLLOWING DEPARTMENTAL CHARGES AND SPECIFICATIONS ARISING OUT OF AN INCIDENT ON OR ABOUT APRIL 16, 2003 AT ABOUT 1830 HOURS IN KINGS COUNTY WHILE THE MOS WAS ON DUTY AND ASSIGNED TO THE 63RD PRECINCT:

ALLEGATION(S):

1. MOS FOLEY, HAVING BEEN GIVEN AN ASSIGNMENT WHEREBY HE WAS INFORMED BY ONE OR MORE WITNESSES THAT AN INDIVIDUAL KNOWN TO THE DEPARTMENT HAD BEEN INVOLVED IN A MOTOR VEHICLE ACCIDENT AND THAT SAID INDIVIDUAL MAY BE INTOXICATED, FAILED TO CONDUCT AN INVESTIGATION OR TO PREPARE A COMPLAINT REPORT REGARDING THE ALLEGED ACTIONS OF SAID INDIVIDUAL, AS REQUIRED.
2. MOS FOLEY DID FAIL AND NEGLECT TO PERFORM SAID MOS'S DUTIES OR RENDER POLICE SERVICES IN SAID MOS'S ASSIGNED AREA, TO WIT: ARREST, DETAIN OR REMOVE TO THE STATIONHOUSE, PRECINCT OF ARREST FOR PROCESSING, AN INDIVIDUAL KNOWN TO THE DEPARTMENT WHO MAY HAVE BEEN INTOXICATED, AND WHO HAD BEEN INVOLVED IN A MOTOR VEHICLE ACCIDENT WHEREIN SAID INDIVIDUAL DROVE HIS VEHICLE INTO SEVERAL PARKED VEHICLES.
3. MOS FOLEY DID FAIL AND NEGLECT TO REQUEST THE RESPONSE OF A SUPERVISOR TO VERIFY AN ARREST OF INDIVIDUAL KNOWN TO THE DEPARTMENT WHO MAY HAVE BEEN INTOXICATED, AND WHO HAD BEEN INVOLVED IN A MOTOR VEHICLE ACCIDENT WHEREIN SAID INDIVIDUAL DROVE HIS VEHICLE INTO SEVERAL PARKED VEHICLES.
4. MOS FOLEY, HAVING BEEN INFORMED BY ONE OR MORE INDIVIDUALS KNOWN TO THE DEPARTMENT THAT ANOTHER INDIVIDUAL WHILE DRIVING, STRUCK SEVERAL PARKED VEHICLES WITH HIS VEHICLE, DID FAIL AND NEGLECT TO OBTAIN SAID PERSON'S DRIVER'S LICENSE, VEHICLE REGISTRATION, AND IDENTIFICATION CARD, AND RECORD SAID INFORMATION, AS REQUIRED.
5. MOS FOLEY DID FAIL AND NEGLECT TO DETERMINE THE CAUSE OF SAID ACCIDENTS BY INQUIRY AND OBSERVATION, AS REQUIRED.

6. MOS FOLEY, HAVING BEEN INFORMED BY ONE OR MORE INDIVIDUALS KNOWN TO THE DEPARTMENT THAT ANOTHER INDIVIDUAL WHILE DRIVING, STRUCK SEVERAL PARKED VEHICLES WITH HIS VEHICLE, DID FAIL AND NEGLECT TO PREPARE A POLICE ACCIDENT REPORT FOR EACH PARKED VEHICLE STRUCK, AS REQUIRED.

CASE STATUS: CLOSED ON 02/21/2005

Eric Gonzalez
District Attorney
Kings County